

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2007-170575-002 DT

03/20/2008

HONORABLE MICHAEL D. GORDON

CLERK OF THE COURT  
Y. Smith  
Deputy

STATE OF ARIZONA

CAROLYN J ROBINSON

v.

BRANDON MICHAEL BUCHER (002)  
DOB: 10/21/79

THOMAS MARVIN FORTNER

APO-SENTENCE IMPRISON-CCC  
APPEALS-CCC  
AZ DEPT OF CORRECTIONS-PHOENIX  
AZ DOC - INMATE TRUST ACCOUNTS  
DISPOSITION CLERK-CSC  
RFR  
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

10:32 a.m. This is the time set for sentencing.

|                       |                                   |
|-----------------------|-----------------------------------|
| State's Attorney:     | Lando Voyles for Carolyn Robinson |
| Defendant's Attorney: | Thomas Fortner                    |
| Defendant:            | Present                           |
| Court Reporter:       | Tara Kramer                       |

Count(s) 1 and 3: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1: Trafficking in Stolen Property, Second Degree  
Class 3 felony  
A.R.S. § 13-2301, 2307, 701, 702, 702.01, and 801  
Date of Offense: 6/10/07  
Non Dangerous - Non Repetitive

OFFENSE: Count 3: Trafficking in Stolen Property, Second Degree  
Class 3 felony  
A.R.S. § 13-2301, 2307, 701, 702, 702.01, and 801  
Date of Offense: 6/26/07  
Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 3.5 years from 3/20/08  
Presentence Incarceration Credit: 137 days  
Presumptive  
Sentence is concurrent with Count 3.

Count 3: 3.5 years from 3/20/08  
Presentence Incarceration Credit: 137 days  
Presumptive  
Sentence is concurrent with Count 1.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

RESTITUTION: Count 1 - \$2,768.11 to the following victim(s) in the following amounts:

|                |              |            |
|----------------|--------------|------------|
| Carly Bencoter | (Individual) | \$1,364.39 |
|----------------|--------------|------------|

|               |              |            |
|---------------|--------------|------------|
| Joshua Lovato | (Individual) | \$1,403.72 |
|---------------|--------------|------------|

Restitution ledger provided; priority of payment as stated in the restitution ledger.

Restitution shall be paid monthly in an amount to be determined by the Arizona Department of Corrections in compliance with the law.

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The Arizona Department of Corrections/Community Service shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforeponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Counts 1 and 3 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS FURTHER ORDERED that Defendant must submit to Deoxyribonucleic Acid (DNA) testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 31-281.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2 and allegation of prior felony conviction.

The Court recommends that the Department of Corrections place the Defendant in a facility where he may receive drug and alcohol treatment.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

10:52 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE MICHAEL D. GORDON  
JUDGE OF THE SUPERIOR COURT

(thumbprint)